

BEFORE THE  
REGISTRAR OF CONTRACTORS  
CONTRACTORS STATE LICENSE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**SUN CORPORATION**  
**DBA AMD CONTRACTORS**  
2271 W. Malvern Ave., #138  
Fullerton, CA 92833  
Ruben Castro Cruz, RMO  
Eugene Sapp, Officer

Contractor's License No. 904729

Respondent

**RUBEN CRUZ CONSTRUCTION**  
138 South Electric Avenue  
Monterey Park, CA 91754  
Ruben Castro Cruz, Sole Owner

Contractor's License No. 482546

Affiliated Party

Case No. N2010-458

ORDER TO ADOPT  
STIPULATED SETTLEMENT

The attached Stipulated Settlement is hereby adopted by the Registrar of Contractors as his Decision in the above-entitled matter. Failure to comply with the terms and conditions of probation will cause the probationary period to be extended, until said terms are complied with or the discipline is reimposed.

IT IS FURTHER ORDERED that pursuant to Section 7102 of the Business and Professions Code and Section 870 of the Code of Regulations, respondent **SUN CORPORATION DBA AMD CONTRACTORS**, License Number **904729**, shall not apply for reissuance or reinstatement of any license for one year(s) from the effective date of this Decision.

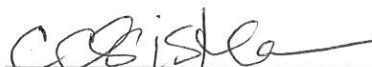
IT IS FURTHER ORDERED that **RUBEN CRUZ CONSTRUCTION**, Contractor's License Number **482546**, on or after the effective date of this decision shall file a Disciplinary Bond or post a cash deposit in the amount of \$15,000.00, for a period of not less than three years pursuant to of section 7071.8 of the Business and Professions Code, and that Respondent is hereby notified that practice under the license may not be restored until satisfactory evidence of such bond or cash deposit is on file with the Registrar. The Failure to obtain a Disciplinary Bond will cause the probationary period not to be in effect, until the required bond is obtained, submitted to and accepted by the Registrar.

IT IS FURTHER ORDERED that Respondent shall pay the investigative costs in the amount of \$5,000.00. Monthly payments are to be made in the amount of no less than \$167.00, until completed. Payments are to be made at the end of each month, commencing the first full month after the effective date of this decision.

IT IS THE responsibility of the Respondent named in this Order, to read and follow the Order. The deadlines for meeting the terms and conditions are based upon the EFFECTIVE DATE of this Decision. No notices or reminders will be sent as to compliance with the terms and conditions. Proof of payments of restitution and payments for the Cost of Investigation and Enforcement if ordered, are to be sent to: CSLB, Sacramento Case Management, Post Office Box 26888, Sacramento, CA 95826.

This Order shall become effective on December 3, 2012.

IT IS SO ORDERED October 31, 2012.

A handwritten signature in black ink, appearing to read "Stephen P. Sands", is written over a horizontal line.

Stephen P. Sands  
Registrar of Contractors

## **INFORMATION PURSUANT TO §11521 OF THE GOVERNMENT CODE**

If you wish to file a Petition for Reconsideration pursuant to Government Code §11521, the text which appears below for your review, the Petition must be received prior to the effective date of the Decision. However, please be aware that the Contractors State License Board needs approximately five (5) working days to process a Petition. Petitions should be sent to the following address: CONTRACTORS STATE LICENSE BOARD, P.O. BOX 269121, SACRAMENTO, CA 95826, ATTN: LEGAL ACTION DEPUTY. Fax documents can be sent to (916) 255-3933.

**11521.** (a) The agency itself may order a reconsideration of all or part of the case on its own motion or on petition of any party. The agency shall notify a petitioner of the time limits for petitioning for reconsideration. The power to order a reconsideration shall expire 30 days after the delivery or mailing of a decision to a respondent, or on the date set by the agency itself as the effective date of the decision if that date occurs prior to the expiration of the 30-day period or at the termination of a stay of not to exceed 30 days which the agency may grant for the purpose of filing an application for reconsideration. If additional time is needed to evaluate a petition for reconsideration filed prior to the expiration of any of the applicable periods, an agency may grant a stay of that expiration for no more than 10 days, solely for the purpose of considering the petition. If no action is taken on a petition within the time allowed for ordering reconsideration, the petition shall be deemed denied.

(b) The case may be reconsidered by the agency itself on all the pertinent parts of the record and such additional evidence and argument as may be permitted, or may be assigned to an administrative law judge. A reconsideration assigned to an administrative law judge shall be subject to the procedure provided in Section 11517. If oral evidence is introduced before the agency itself, no agency member may vote unless he or she heard the evidence.

1 KAMALA D. HARRIS  
Attorney General of California  
2 GLORIA A. BARRIOS  
Supervising Deputy Attorney General  
3 M. TRAVIS PEERY  
Deputy Attorney General  
4 State Bar No. 261887  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-0962  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**REGISTRAR OF CONTRACTORS**  
**CONTRACTORS' STATE LICENSE BOARD**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. N2010-458

12 **SUN CORPORATION DBA AMD**  
**CONTRACTORS**

OAH No. 2012050761

13 2271 W. Malvern Ave, #138  
Fullerton, CA 92833  
14 Ruben Castro Cruz, RMO  
Eugene Sapp, Officer  
15 Contractor's License No. 904729,

**STIPULATED SETTLEMENT AND**  
**DISCIPLINARY ORDER**

16  
17 Respondent

18 **and**

19 **RUBEN CRUZ CONSTRUCTION**

20 138 South Electric Avenue  
Monterey Park, CA 91754  
Ruben Castro Cruz, Sole Owner  
21 Contractor's License No. 482546

22 Affiliated Party.  
23  
24

25 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
26 entitled proceedings that the following matters are true:

27 ///

28 ///

1 PARTIES

2 1. Wood Robinson (Complainant) is the Enforcement Supervisor I of the Contractors'  
3 State License Board. He brought this action solely in his official capacity and is represented in  
4 this matter by Kamala D. Harris, Attorney General of the State of California, by M. Travis Peery,  
5 Deputy Attorney General.

6 2. Respondent Sun Corporation dba AMD Contractors; Ruben Castro Cruz, RMO and  
7 Affiliated Party Ruben Cruz Construction; Ruben Castro Cruz, Sole Owner are represented in this  
8 proceeding by attorney Ashley K. Nguyen, Esq., whose address is:  
9 4040 Barranca Parkway, Suite 200  
10 Irvine, CA 92604

11 Respondent: Sun Corporation dba AMD Contractors

12 3. On or about October 11, 2007, the Contractors' State License Board issued  
13 Contractor's License No. 904729 to Sun Corporation dba AMD Contractors; Ruben Castro Cruz,  
14 RMO. The Contractor's License was in full force and effect at all times relevant to the charges  
15 brought in Accusation No. N2010-458 and will expire on October 31, 2013, unless renewed.

16 Affiliated Party: Ruben Cruz Construction

17 4. On or about November 12, 1985, the Registrar issued Contractor's License No.  
18 482546 to Ruben Cruz Construction; Ruben Castro Cruz, Sole Owner. The Contractor's License  
19 was in full force and effect at all times relevant to the charges brought in Accusation No. N2010-  
20 458 and will expire on June 30, 2014, unless renewed.

21 JURISDICTION

22 5. Accusation No. N2010-458 was filed before the Registrar of Contractors (Registrar)  
23 for the Contractors' State License Board, Department of Consumer Affairs. The Accusation and  
24 all other statutorily required documents were properly served on Respondent on February 8, 2012.  
25 Respondent timely filed its Notice of Defense contesting the Accusation.

26 6. First Amended Accusation No. N2010-458 was filed before the Registrar for the  
27 Contractors' State License Board, Department of Consumer Affairs, and is currently pending  
28 against Respondent and Affiliated Party (for purposes of this stipulation, collectively referred to

1 as Respondents). The First Amended Accusation was properly served on Respondents on  
2 October 9, 2012.

3 7. A copy of First Amended Accusation No. N2010-458 is attached as exhibit A and  
4 incorporated herein by reference.

5 ADVISEMENT AND WAIVERS

6 8. Respondents have carefully read, fully discussed with counsel, and understand the  
7 charges and allegations in First Amended Accusation No. N2010-458. Respondents have also  
8 carefully read, fully discussed with counsel, and understand the effects of this Stipulated  
9 Settlement and Disciplinary Order.

10 9. Respondents are fully aware of their legal rights in this matter, including the right to a  
11 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at  
12 their own expense; the right to confront and cross-examine the witnesses against them; the right  
13 to present evidence and to testify on their own behalf; the right to the issuance of subpoenas to  
14 compel the attendance of witnesses and the production of documents; the right to reconsideration  
15 and court review of an adverse decision; and all other rights accorded by the California  
16 Administrative Procedure Act and other applicable laws.

17 10. Respondents voluntarily, knowingly, and intelligently waive and give up each and  
18 every right set forth above.

19 CULPABILITY

20 11. Respondents admit the truth of each and every charge and allegation in First  
21 Amended Accusation No. N2010-458.

22 12. Respondents agree that their Contractor's Licenses are subject to discipline and they  
23 agree to be bound by the Registrar's probationary terms as set forth in the Disciplinary Order  
24 below.

25 CONTINGENCY

26 13. This stipulation shall be subject to approval by the Registrar of Contractors or his  
27 designee. Respondents understand and agree that counsel for Complainant and the staff of the  
28 Contractors' State License Board may communicate directly with the Registrar regarding this

1 stipulation and settlement, without notice to or participation by Respondents or their counsel. By  
2 signing the stipulation, Respondents understand and agree that they may not withdraw their  
3 agreement or seek to rescind the stipulation prior to the time the Registrar considers and acts upon  
4 it. If the Registrar fails to adopt this stipulation as its Decision and Order, the Stipulated  
5 Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall  
6 be inadmissible in any legal action between the parties, and the Registrar shall not be disqualified  
7 from further action by having considered this matter.

8 14. The parties understand and agree that facsimile copies of this Stipulated Settlement  
9 and Disciplinary Order, including facsimile signatures thereto, shall have the same force and  
10 effect as the originals.

11 15. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
12 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
13 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
14 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
15 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
16 writing executed by an authorized representative of each of the parties.

17 16. In consideration of the foregoing admissions and stipulations, the parties agree that  
18 the Registrar may, without further notice or formal proceeding, issue and enter the following  
19 Disciplinary Order:

20 **DISCIPLINARY ORDER**

21 IT IS HEREBY ORDERED that Contractor's License No. 904729 issued to Respondent  
22 Sun Corporation dba AMD Contractors; Ruben Castro Cruz, RMO is revoked.

23 IT IS HEREBY FURTHER ORDERED that Contractor's License No. 482546 issued to  
24 Ruben Cruz Construction; Ruben Castro Cruz, Sole Owner (Respondent hereafter) is revoked.  
25 However, the revocation is stayed and Respondent is placed on probation for three (3) years on  
26 the following terms and conditions.

27 1. **Obey All Laws.** Respondent shall comply with all federal, state and local laws,  
28 including all building laws and uniform codes, governing the activities of a licensed contractor in



1 California.

2       2.     **Interviews With Enforcement Representative.** Respondent and any of  
3 Respondent's personnel of record shall appear in person for interview with the Registrar or  
4 designee upon request and reasonable notice during the probationary period.

5       3.     **Completion Of Probation.** Upon successful completion of probation, the  
6 Contractor's License license will be fully restored.

7       4.     **Violation Of Probation.** If Respondent violates probation or any condition of  
8 probation in any respect, the Registrar, after giving notice and opportunity to be heard, may  
9 revoke probation and impose the disciplinary order that is stayed. If an accusation or petition to  
10 revoke probation is filed against Respondent during the probationary period, then the Registrar  
11 shall have continuing jurisdiction of this matter until the subsequent matter is final, and the period  
12 of probation and all the conditions of probation in this matter shall be extended until the  
13 subsequent matter is final. If there is an order to make restitution or pay cost recovery and  
14 Respondent fails to comply with the restitution or cost recovery order and make a payment, the  
15 Registrar may immediately lift the stay and reimpose the disciplinary order without giving  
16 Respondent an opportunity to be heard.

17       5.     **Production of Documents.** Respondent shall submit copies of documents directly  
18 related to construction operations to the Registrar or designee upon demand during the  
19 probationary period.

20       6.     **Respond in Writing.** Respondent shall respond in writing within 20 calendar days of  
21 any written inquiry or demand from the Registrar or authorized designee (Probation Monitor)  
22 during the probation period. Failure to respond within the allotted timeframe shall be considered  
23 a violation of the terms of probation.

24       7.     **Cost Recovery.** Respondent shall pay to the Registrar pursuant to Business and  
25 Professions Code section 125.3 the costs of investigation and enforcement in this matter in the  
26 amount \$5,000.00 within two and one-half (2 ½) years from the effective date of the Decision and  
27 Order. Payments shall be made in equal monthly installments beginning thirty (30) days from the  
28 effective date of the Decision and Order.



1        8.     **Disciplinary Bond.** Not later than the effective date of the decision, Respondent  
2 shall file or have on file a disciplinary contractor's bond in a sum to be fixed by the registrar  
3 based upon the seriousness of the violation, but which sum shall not be less than fifteen thousand  
4 dollars (\$15,000) nor more than 10 times that amount required by Business and Professions Code  
5 section 7071.6. The disciplinary bond is in addition to, may not be combined with, and does not  
6 replace any other type of contractor's bond. The disciplinary bond shall remain on file with the  
7 registrar for a period of at least two years and for such additional time as the registrar may  
8 determine, as required by Business and Professions Code section 7071.8.

9        9.     **Maintenance of Valid License.** Respondent shall, at all times while on probation,  
10 maintain an active current license with the Board including any period of suspension. Periods of  
11 inactive licensure or suspension shall not apply towards a reduction of this probation time period.

12        Should Respondent's license, by operation of law or otherwise, expire, upon renewal or  
13 reinstatement Respondent's license shall be subject to any and all terms of this probation not  
14 previously satisfied.

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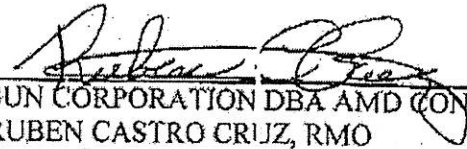
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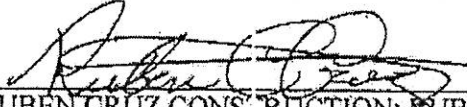
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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Ashley K. Nguyen, Esq. I understand the stipulation and the effect it will have on my Contractor's License. Specifically, I understand that License Number 904729, issued to Sun Corporation dba AMD Contractors; Ruben Castro Cruz, RMO, will be revoked. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Registrar of Contractors, Contractors' State License Board.

DATED: OCT 11, 2012  
SUN CORPORATION DBA AMD CONTRACTORS;  
RUBEN CASTRO CRUZ, RMO  
Respondent

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Ashley K. Nguyen, Esq. I understand the stipulation and the effect it will have on my Contractor's License. Specifically, I understand that License Number 482546, issued to Ruben Cruz Construction; Ruben Castro Cruz, Sole Owner, will be revoked, the revocation stayed, and the license placed on probation for a period of 3 years under certain terms and conditions which I agree to abide by. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Registrar of Contractors, Contractors' State License Board.

DATED: OCT 11, 2012  
RUBEN CRUZ CONSTRUCTION; RUBEN  
CASTRO CRUZ, SOLE OWNER  
Affiliated Party/Respondent

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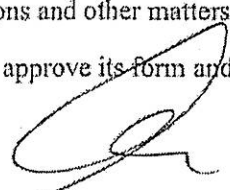
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1 I have read and fully discussed with Respondent Sun Corporation dba AMD Contractors;  
2 Ruben Castro Cruz, RMO and Affiliated Party/Respondent Ruben Cruz Construction; Ruben  
3 Castro Cruz, Sole Owner, the terms and conditions and other matters contained in the above  
4 Stipulated Settlement and Disciplinary Order. I approve its form and content.

5 DATED: 10/11/12

6   
7 Ashley K. Nguyen, Esq.  
8 Attorney for Respondents


9 ENDORSEMENT

10 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully  
11 submitted for consideration by the Registrar of Contractors, Contractors' State License Board of  
12 the Department of Consumer Affairs.

13 Dated: 10/11/12

14 Respectfully submitted,

15 KAMALA D. HARRIS  
16 Attorney General of California  
17 GLORIA A. BARRIOS  
18 Supervising Deputy Attorney General

19   
20 M. TRAVIS PEERY  
21 Deputy Attorney General  
22 Attorneys for Complainant

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